

## **REMARKS**

This application has been reviewed in light of the non-final Office Action mailed on January 11, 2010. Claims 1-6, 8-12 and 14 are pending in the application with Claims 1, 11, 12 and 14 being in independent form. In the present amendment, Applicants have amended Claims 1, 11, 12 and 14 to better clarify Applicants' claim language and to better define Applicants' claimed subject matter. Applicants believe that no new matter has been introduced by the amendments and respectfully requests reconsideration of the present application.

### **I. Objection to the Specification**

The abstract of the disclosure was objected to because the sentence in page 6, lines 13-14 was incomplete. The specification has been amended to correct the cited informalities in the Office Action. Accordingly, withdrawal of the objections to the specification is respectfully requested.

### **II. Rejection of Claims 1-4 and 10-12 Under 35 U.S.C. §102(e)**

In the Office Action, Claims 1-4 and 10-12 were rejected under 35 U.S.C. §102 (e) as being anticipated by Ono (U.S. Patent No. 7,119,851). Claims 1, 11, and 12 have been amended.

Applicants respectfully submit that each of independent Claims 1, 11, and 12 is patentably distinct and therefore allowable over Ono. Pursuant to MPEP §2131, "a Claim is anticipated only if each and every element as set forth in the Claim is found, either expressly or inherently described, in a single prior art reference."

As best understood by the Applicants, Ono is directed toward an image processing apparatus and control method capable of displaying a first image obtained from a broadcast wave (i.e., in real time) and a second image reproduced from a storage medium on a display unit (i.e., also in real-time). The apparatus comprises a first image processing unit adapted to increase a

size of the first image if an instruction for temporarily stopping a reproduction of the second image is detected while the first image and the second image are displayed on the display unit. The image processing apparatus receives a digital broadcast compliant with digital video broadcasting (DVB). A central processing unit (CPU) 62 controls functions of the image processing apparatus in accordance with programs recorded in a program memory 58.

There is no disclosure or suggestion by Ono of two rendered streams where one is provided at a rate that is greater than the rate of the other stream, and at a rate that is greater than real-time. Ono is directed to displaying first and second images in real-time, or stopped—not at a rate greater than real-time.

In particular, it is respectfully submitted that Ono does not teach or suggest the claim language recited by Applicants' independent Claims 1, 11, and 12.

Applicants have amended Claim 1, to recite, *inter alia*, as follows:

“...wherein the first rendered stream is provided at a first rate and the second rendered stream is provided at a second rate, where the second rate is greater than the first rate and real-time.”

It is respectfully submitted that Ono does not disclose or suggest two rendered stream where one is provided at a first rate and the other is provided at a second rate, and where the second rate is greater than the first rate and real-time, as recited by Applicants' Claim 1 and similarly recited by Applicants' independent Claims 11 and 12. Accordingly, withdrawal of the rejection with respect to independent Claims 1, 11, and 12 under 35 U.S.C. §102 (e) and allowance of said claims are respectfully requested.

### **III. Dependent Claims 2-6 and 8-10**

Claims 2-6 and 8-10 depend from Claim 1, and inherit all of the respective features of Claim 1. Thus, Claims 2-6 and 8-10 are patentable for at least the same reasons discussed above

with respect to independent Claim 1, from which they depend, with each dependent claim containing further distinguishing patentable features. Withdrawal of the rejection of dependent Claims 2-6 and 8-10 under 35 U.S.C. §102 (e) and early allowance thereof are respectfully requested.

#### **IV. Rejection of Claims 5, 6, 8, 9, and 14 Under 35 U.S.C. §103(a)**

Claims 5, 6, 8, 9, and 14 were rejected under 35 U.S.C. §103(a) as being unpatentable over Ono (U.S. Patent No. 7,119,851). Claims 5, 6, 8, and 9 depend from Claim 1, and inherit all of the respective features of Claim 1. Thus, Claims 5, 6, 8, and 9 are patentable for at least the same reasons discussed above with respect to independent Claim 1, from which they depend, with each dependent claim containing further distinguishing patentable features. Withdrawal of the rejection of dependent Claims 5, 6, 8, and 9 under 35 U.S.C. §103(a) and early allowance thereof are respectfully requested.

Independent Claim 14 has been amended to recite similar features as independent Claims 1, 11 and 12. Therefore, for at least the same reasons presented above in Section II, Claim 14 is patentable over Ono. Accordingly, withdrawal of the rejection with respect to independent Claim 14 under 35 U.S.C. §103(a) and allowance of said claim are respectfully requested.

#### **V. Conclusion**

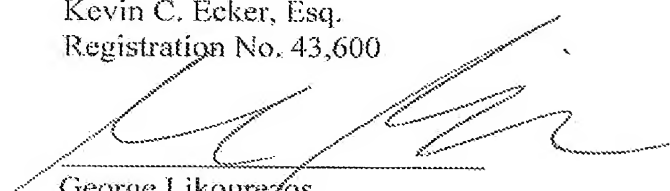
In view of the foregoing amendments and remarks, Applicants respectfully submit that the rejections raised by Examiner in the present Office Action should be withdrawn. Furthermore, Applicants respectfully submit that all of the Claims presently pending in the application, namely, Claims 1-6, 8-12, and 14, are believed to be in condition for allowance.

Should the Examiner believe that a telephone interview may facilitate prosecution of this application; the Examiner is respectfully requested to contact the undersigned representative at the number indicated below.

Respectfully submitted,

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